



***U.S. Department of Energy's
Office of Science***

Contract Competition
The 'M&O' Contract
for Brookhaven National Laboratory
BNL Community Advisory Council

Lou Sadler

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Tonight's presentation

- Competition process for new management and operations (M&O) contract for BNL
 - BNL Contract History
 - New M&O Contract
 - M&O Contract Competition Process
 - Overview, Pre-Proposal, Evaluation, Considerations



BNL Contract History

- BNL is a DOE Office of Science multi-program laboratory.
- BNL is a DOE-sponsored Federally Funded Research and Development Center (FFRDC).



BNL Contract History, cont.

- 1947-1997: M&O contractor was Associated Universities Inc.
- 1997: Competition for new M&O contractor
 - Competition limited to nonprofit organizations



BNL Contract History, cont.

- 1998: BNL M&O contract awarded to Brookhaven Science Associates, LLC.
 - BSA: 50-50 partnership of Battelle Memorial Institute and the Research Foundation of the State University of NY
 - 10-year, performance-based M&O contract



BNL Contract History, cont.

- 2008: BSA contract is extended for up to two years beyond original term to accommodate the contract competition process.
 - Current BSA contract expires Jan. 4, 2010.
 - Contract competition is now standard for SC M&O contracts. It is not a reflection on BSA performance.



New M&O Contract

- Contract term
 - *Tentatively* Jan. 5, 2010 through Jan. 4, 2015

- Contract award date
 - *Tentatively* late Oct./early Nov. 2009
 - To allow ~60-day transition period



New M&O Contract, cont.

- Performance-based, cost-reimbursement contract with performance fee
- Estimated annual Laboratory funding: \$540 million
- One-year award term incentives
 - To begin after initial contract period
 - Earned annually based on performance
 - Original contract plus one-year incentives not to exceed 20 years



M&O Competition Process

- Governed by law and regulation
 - Federal Acquisition Regulation (FAR) Part 15, Contracting by Negotiation
 - DOE Acquisition Regulations (DEAR)
- Request for Proposals (RFP)
 - Section L, Instructions, Conditions, and Notices to Offerors or Respondents
 - Section M, Evaluation Factors for Award
- Case Law/Decisional Guidance
- Process has evolved since 1997.



M&O Competition, cont.

- Pre-Proposal:
 - Information website established
 - Expression of Interest posted to convey DOE intent and identify interested parties
 - New Contract/Request for Proposal (RFP) is in development.
 - RFP release *tentatively* scheduled for 2Q09
 - Proposals due in 60 days, not usual 45, to facilitate inquiries, comments, etc.



M&O Competition, cont.

- Issues already recognized:
 - Employee retention
 - Wages and benefits
 - Retiree benefits
 - Bargaining units
 - Environmental concerns
 - Community relations



M&O Competition, cont.

- Proposal Evaluation
 - Source Evaluation Board (SEB) formed
 - SEB evaluates proposals
 - SEB reports to Source Selection Official
 - Source Selection Official selects successful proposal



M&O Competition, cont.

- Contract Considerations
 - Until finalized and released to the public, the RFP/contract is ‘source selection sensitive information.’
 - For examples of recent RFPs and M&O contracts, go to websites listed at the end of this presentation.



BNL RFP and Other Websites

- BNL RFP website:
 - <http://rfpbnl.sc.energy.gov>
- Recent contract/RFP websites:
 - <http://rfppppl.sc.energy.gov>
 - <http://rfpames.sc.energy.gov>
 - <http://rfpanl.sc.energy.gov>
 - <http://rfpfnal.sc.energy.gov>
- FAR website:
 - <http://farsite.hill.af.mil>